

1952
1 BILL NO. R-80-08- 36

2 RESOLUTION NO. R- 72-80

3
4 A RESOLUTION of the Common Council cor-
5 recting a scrivener's error in the legal
6 description of the territory affected
7 by R-45-80 which set forth the policy of
8 the City with regard to the annexation of
9 the Northrop Village area.

10 WHEREAS, on May 13, 1980 the Common Council passed
11 R-45-80 which set forth the policy of the City in regard to
12 the annexation of the Northrop Village area; and,

13 WHEREAS, there was an omission in the description
14 of the territory affected by R-45-80; and,

15 WHEREAS, the Common Council desires to effectuate
16 the intent and purpose of R-45-80 by properly describing the
17 affected territory and by setting forth the policy of the
18 City in regard to the annexation of said territory; and,

19 WHEREAS, the Common Council has before it an ordinance
20 properly describing the territory and annexing the same to
21 the City, said territory described, to-wit:

22 Part of the Southeast Quarter of Section 11,
23 part of the Southwest Quarter of Section 12,
24 part of the Northwest Quarter of Section 13
25 and part of the Northeast Quarter of Section
26 14, all in Township 31 North, Range 12 East,
27 Allen County, Indiana, more particularly de-
28 scribed as follows:

29 Beginning at a point 40' north of and 80' east
30 of the southwest corner of Section 12, T 31 N,
31 R 12 E; thence northerly along the east right-
32 of-way line of Coldwater Road, this also being
the present City limits, to the east-west center-
line of the south half of Section 12, T 31 N,
R 12 E; thence west along said east-west center-
line of the south half of Section 12 and con-
tinuing west along the east-west centerline of
the south half of Section 11, T 31 N, R 12 E, to
a point 664.84' west of the east line of said
Section 11; thence south at a bearing of south
00 degrees 08' 17" east to a point on the North
right-of-way line of Cook Road; thence west along
the north right-of-way line of Cook Road to the
west right-of-way line of the Penn-Central Railroad;
thence south along the west right-of-way line of

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3 said Penn-Central Railroad to its intersection
4 with the south right-of-way line of Cook Road;
5 thence east along the south right-of-way line
6 of Cook Road to the east right-of-way line of
7 Coldwater Road; thence north on the prolonged
8 east right-of-way line of Coldwater Road to the
9 point of beginning, an area of 23.94 acres,
10 more or less.

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12
13 BE IT THEREFORE RESOLVED BY THE COMMON COUNCIL OF
14 THE CITY OF FORT WAYNE, INDIANA:

15 SECTION 1. That in the case of the Northrop Village
16 annexation it is the policy of the City of Fort Wayne to follow
17 the provisions of Common Council Resolution No. R-56-79 with
18 regard to the provision of non-capital and capital services
19 to the annexation area.

20 SECTION 2. That it is the policy of the City to
21 follow the annexation plan for said described territory as
22 prepared by the Department of Community Development and Plan-
23 ning.

24 SECTION 3. That said plan sets forth the cost esti-
25 mates of the services to be provided, the methods of financing
26 these services, the plan for the organization and extension
27 of these services to be provided, and delineates the planned
28 services of a non-capital nature, including police protection,
29 fire protection, street and road maintenance, and other non-
30 capital services which are normally provided within the exist-
31 ing corporate boundaries, that will be provided to the annexed
32 territory within one (1) year from the effective date of annex-
ation. These services will be provided in a manner which is
equivalent in standard and scope to those non-capital services
provided to areas within the City which have similar topo-
graphy, patterns of land utilization and population density.

The plan delineates the capital improvement services to be provided within three (3) years of annexation. These services are to be provided to the annexed territory in the same manner as they are provided to areas within the City which have similar topography, patterns of land utilization, and population density, and in a manner consistent with federal, state and local laws, procedures and planning criteria. The plan includes a plan for hiring employees of other governmental entities whose jobs will be eliminated by this annexation.

SECTION 4. Said plan is hereby approved and adopted by the Common Council and shall be in force upon the effective date of the Northrop Village annexation ordinance.


COUNCILMAN

APPROVED AS TO FORM AND
LEGALITY AUGUST 22, 1980.


JOHN E. HOFFMAN
City Attorney

Read the first time in full and on motion by Gen Zimts, seconded by Delmus, and duly adopted, read the second time by title and referred to the Committee Consent (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, 19____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 8-26-80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Gen Zimts, seconded by Delmus, and duly adopted, placed on its passage. PASSED (test) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>2</u>	_____	_____	<u>1</u>	_____
BURNS	<u>X</u>	_____	_____	_____	_____
EISBART	<u>X</u>	_____	_____	_____	_____
GIAQUINTA	<u>X</u>	_____	_____	_____	_____
NUCKOLS	<u>X</u>	_____	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____	_____
SCHMIDT, V.	_____	_____	_____	<u>X</u>	_____
SCHOMBURG	<u>X</u>	_____	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____	_____

DATE: 9-9-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. B-72-80 on the 9th day of September, 19 80.

ATTEST:
Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of September, 19 80, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 12th day of Sept. 19 80, at the hour of 10 o'clock A M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. R-80-08-36

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS REFERRED AN
ORDINANCE A RESOLUTION of the Common Council correcting a scrivener's
error in the legal description of the territory affected
by R-45-80 which set forth the policy of the City with
regard to the policy of the City with regard to the
annexation of the Northrop Village area

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO PASS.

MARK GIAQUINTA, CHAIRMAN

Mark E. Giaquinta

DONALD J. SCHMIDT, VICE CHAIRMAN

Donald J. Schmidt

JAMES S. STIER

James S. Stier

PAUL M. BURNS

Paul M. Burns

SAMUEL J. TALARICO

Samuel J. Talarico

9-980
DATE

CONCURRED IN

CLAUDE W. WESTERMAN, CITY CLERK

DIGEST SHEET

TITLE OF ORDINANCE: Resolution B-80-08-36

DEPARTMENT REQUESTING ORDINANCE: Community Development & Planning

SYNOPSIS OF ORDINANCE: A Resolution of the Common Council correcting
a scrivener's error in the legal description of the territory affected
by R-45-80 which set forth the policy of the City with regard to
the annexation of the Northrop Village area.

EFFECT OF PASSAGE: Will correct scrivener's error in the legal
description

EFFECT OF NON-PASSAGE: The scrivener's error will remain uncorrected

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): None.

ASSIGNED TO COMMITTEE: Ames